DEPARTMENT OF THE NAVY
HEADQUARTERS
NAVAL CRIMINAL INVESTIGATIVE SERVICE
27130 TELEGRAPH ROAD
QUANTICO VA 22134-2253

5720 2014-008224
SEROOLJF/14U1982

Mr. John Greenewald, Jr.
[redacted]

Dear Mr. Greenewald:

This responds to your request for information pertaining to Philip Julian Klass which was referred to this office by the Federal Bureau of Investigation (FBI), along with documents for processing and direct response to you.

Our review of the referred documents reveals they contain personal identifiers (such as names) of third parties, the release of which would constitute an unwarranted invasion of personal privacy. Accordingly, we must partially deny your request and withhold this information pursuant to the Freedom of Information Act (FOIA) provisions 5 U.S.C. § 552(b)(6) and (b)(7)(C). All releasable information is provided to you at enclosure (1).

As the official responsible for the partial denial of your request, I am advising you of your right to appeal this determination. Your appeal must be postmarked within 60 calendar days from the date of this letter and should be addressed to the Secretary of the Navy's designee: Office of the Judge Advocate General, (Code 14), 1322 Patterson Avenue, S.E., Suite 3000, Washington Navy Yard, D.C. 20374-5066. The envelope and letter should bear the annotation "FOIA Appeal." Please include a copy of your original request with your appeal letter.

The FBI have taken exemptions pursuant to 5 U.S.C. § 552(b)(6) and (b)(7)(C). You may appeal any denial cited by writing within 60 days from the date of this letter to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Avenue. NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal http://www.justice.gov/oip/efoia-portal.html. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite FBI FOI/PA #1227532-000, the number assigned to your request so that it may be easily identified.

There are no assessable fees associated with the processing of your request.

Sincerely,

CARIN M. COZZA
LT, JAGC, USN

Encl:
(1) Documents

NCIS

Explanation of FOIA/PA Exemptions

Subsections of Title 5, United States Code, Section 552

(b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;

(b)(2) related solely to the internal personnel rules and practices of an agency;

(b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute(A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;

(b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;

(b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;

(b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;

(b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could be reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could be reasonably expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;

(b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or

(b)(9) geological and geophysical information and data, including maps, concerning wells.

Subsections of Title 15, United States Code, Section 552a

(d)(5) information compiled in reasonable anticipation of a civil action proceeding;

(j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;

(k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;

(k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;

(k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;

(k)(4) required by statute to be maintained and used solely as statistical records;

(k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;

(k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;

(k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 05-16-2007 BY 60324 AUC BAW/STP/CLS

...LAS FOUO

NIS INFORMATION REPORT | 11-26-76 | 3311215Z

CODE	CONTROL	STATUS	DATE
N05LC	10-27-76N05-C [redacted]78-XXXX/N		

DISTRIBUTION
//EH-N0022/EI-N05HQ/EI-N11HQ/EA-N11LB// b6 b7C

MADE AT	MADE BY
OCEANA VA	[redacted]S/A
ORIGIN	SUPPLEMENTAL DATA

SEX	SOCIAL SECURITY NO.	MILITARY SERVICE NO.	BIRTH (DATE)	(OPC)	(PLACE)

NI TITLE
I/NAS OCEANA, VA/SUSPECTED COMPROMISE OF SECRET MATERIAL

REFERENCE
(A) TELCON BETWEEN S/A [redacted](11LB)/S/A [redacted](05CE)

DOI/10-26-76
DPA/10-26-76
EVAL/A-1
SOURCE [redacted] EXECUTIVE OFFICER, NAS OCEANA VA

SUMMARY
1. AT APPROXIMATELY 1330, 10-26-76, SOURCE ADVISED THAT HE HAD RECEIVED THROUGH THE MAIL AN ENVELOPE ADDRESSED TO "BASE INFORMATION CENTER, NAVAL AIR STATION OCEANA, VIRGINIA BEACH, VA." THE CONTENTS OF THE ENVELOPE WERE REPORTS WHICH HAD BEEN PHOTOSTATICALLY COPIED ON THREE SHEETS OF PAPER. THE REPORTS WERE PRIMARILY CONCERNED WITH INFORMATION ABOUT AIRCRAFT RESEARCH AND DEVELOPMENT AND INCLUDED DIAGRAMS OF AIRCRAFT. ALL OF THE REPORTS WERE LABELED "SECRET" AND THE PAGES HAD BEEN STAMPED "SECRET" IN RED INK. PORTIONS OF THE INDIVIDUAL REPORTS WERE DELETED PRIOR TO HAVING BEEN COPIED. THE ENVELOPE WAS POSTMARKED "PM 20 OCT 76, LOS ANGELES, CA." THE RETURN ADDRESS WAS [redacted] POST OFFICE BOX [redacted] LOS ANGELES, CA 90009. b6 b7C

2. SOURCE STATED THAT HE READ SOME OF THE REPORTS AND IN HIS OPINION, SOME VALIDITY COULD POSSIBLY BE ATTACHED TO THE CONTENTS. HE STATED THAT HE DID NOT PERSONALLY KNOW IF THE INFORMATION CONTAINED THEREIN WAS CLASSIFIED BUT WAS OF THE OPINION THAT IT REQUIRED ADDITIONAL INVESTIGATION.

3. REFERENCE (A) REFLECTS CONTACT WITH NISRA LONG BEACH, IN WHICH IT WAS LEARNED THAT OTHER SIMILAR CORRESPONDENCE HAD BEEN MAILED TO MILITARY COMMANDS IN CALIFORNIA, AND THAT THE FBI AND POSTAL AUTHORITIES WERE CONDUCTING JOINT INVESTIGATIONS INTO THE MATTER. AS PER REFERENCE (A), THE ITEMS WERE SEIZED AS EVIDENCE AND FORWARDED UNDER REGISTERED MAIL NUMBER 3700 TO NISRA LONG BEACH. SOURCE WAS SUBSEQUENTLY ADVISED OF THE INFORMATION RELATED IN REFERENCE (A).

b6 Per FBI
b7C

65-8748-40

SEARCHED INDEXED NOV 30 1976
SERIALIZED FILED
JAN 5 1977
FBI

CLASSIFICATION
FOR OFFI[redacted] USE ONLY

PAGE
NIR 1 LAST

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NAVAL INVESTIGATIVE SERVICE EVIDENCE TAG

NIS 5520/119 (10-72)
S/N 0105-800-5530

ITEM NO.	LOG NUMBER	CODE	NAME OF SUBMITTING AGENT
1	062-76	M.	[redacted]

DESCRIPTION OF ARTICLE *(Include quantity)*

3 photostatic Copies with
Printing and Drawings
1 envelope. PM 20 Oct 76
Long Beach, CA. - advised

(may be continued on reverse) Base Information Officer.

NAME [redacted] FROM WHOM PROPERTY SEIZED / XO NAS Oceana

D-14534

b6
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HEREIN IS UNCLASSIFIED
DATE 05-18-2007 BY 60324 AUC BAW/STP/CLS

NAS Oceana.

Return address.

[redacted]

PO Box [redacted]

Los Angeles Ca 90009

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NAVAL INVESTIGATIVE SERVICE
EVIDENCE

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P.O.Box [redacted]
Los Angeles, Ca. 90009

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LOS ANGELES, CA 900
PM

SMA
200 YEARS
BUILDING AMER
13c

Base Information Center
Naval Air Station Oceana
Virginia Beach, Va. 23460

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U.S. NAVAL INVESTIGATIVE SERVICE EVIDENCE CUSTODY DOCUMENT

CODE	CONTROL	LOG NUMBER	DATE AND TIME OF SEIZURE
NOSCE	10-27-76 NOS-CE 78-XXXX	062-76	1330 10/26/76

NAME OF PERSON FROM WHOM PROPERTY SEIZED: [redacted]

LOCATION WHERE PROPERTY SEIZED: NISSU OCEANA

NARRATIVE: T/NAS OCEANA, SUSPECTED COMPROMISE OF SECRET MATERIAL

ITEM	QUANTITY	DISPOSAL ACTION	DESCRIPTION OF ARTICLE - MODEL NUMBER, SERIAL NUMBER, IDENTIFYING MARKS, CONDITION, AND VALUE WHEN APPROPRIATE.
A	3		PHOTOSTATIC COPIES OF REPORTS LABELED SECRET
B	1		ENVELOPE ADDRESSED TO "BASE INFORMATION CENTER, NAVAL AIR STATION OCEANA" – RETURN ADDRESS [redacted] P.O BOX [redacted] LOS ANGLES, CA 90009 – PM 20 OCT 76 LOS ANGLES CA
			NOTHING ADDITIONAL

NAME AND SIGNATURE OF WITNESS (IF AVAILABLE)

NAME [redacted]

CHAIN OF CUSTODY

ITEM	DATE & TIME	RELEASED BY	RECEIVED BY	PURPOSE
A & B	1400 10/27/76	NAME [redacted] ORGANIZATION NIS (OSCE) SIGNATURE [redacted]	NAME REG MAIL ORGANIZATION # SIGNATURE 3700	FOR TRANSFER TO 11LB
A & B	11-1-76 1030	NAME REG-MAIL ORGANIZATION # 3700 SIGNATURE	NAME [redacted] ORGANIZATION 11LB SIGNATURE [redacted]	STORAGE
A & B	1-3-76 1100	NAME [redacted] ORGANIZATION 11LB SIGNATURE [redacted]	NAME REG. MAIL ORGANIZATION # 135563 SIGNATURE	TRANSFER TO FBI LOS ANGELES
		NAME ORGANIZATION SIGNATURE	NAME 66 ORGANIZATION 67C SIGNATURE	

CHAIN OF CUSTODY (Continued)

ITEM	DATE & TIME	RELEASED BY	RECEIVED BY	PURPOSE
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	
		NAME	NAME	
		ORGANIZATION	ORGANIZATION	
		SIGNATURE	SIGNATURE	

REMARKS

FINAL DISPOSAL ACTION

FINAL DISPOSAL AUTHORITY

NAME (PRINTED) _____ RANK/TITLE _____ ORGANIZATION _____

PERSON(S) RECEIVING ITEM(S)/WITNESSING DESTRUCTION

	NAME	ORGANIZATION	SIGNATURE/DATE
1.			
2.			
3.			
4.			

MAY BE CONTINUED IN REMARKS IF NECESSARY

INDICATE IN DISPOSAL ACTION COLUMN (ON FRONT) BY NUMBER AND LETTER CODE PERSON(S) RECEIVING OR WITNESSING ACTION AND TYPE OF ACTION. RETURNED TO INDIVIDUAL OWNER (I), RETURNED TO COMMAND (C), TURNED INTO SUPPLY (S), TO ANOTHER AGENCY (A), TO NIS (N), DESTROYED (D), OTHER METHOD (M) (EXPLAIN IN REMARKS ABOVE).

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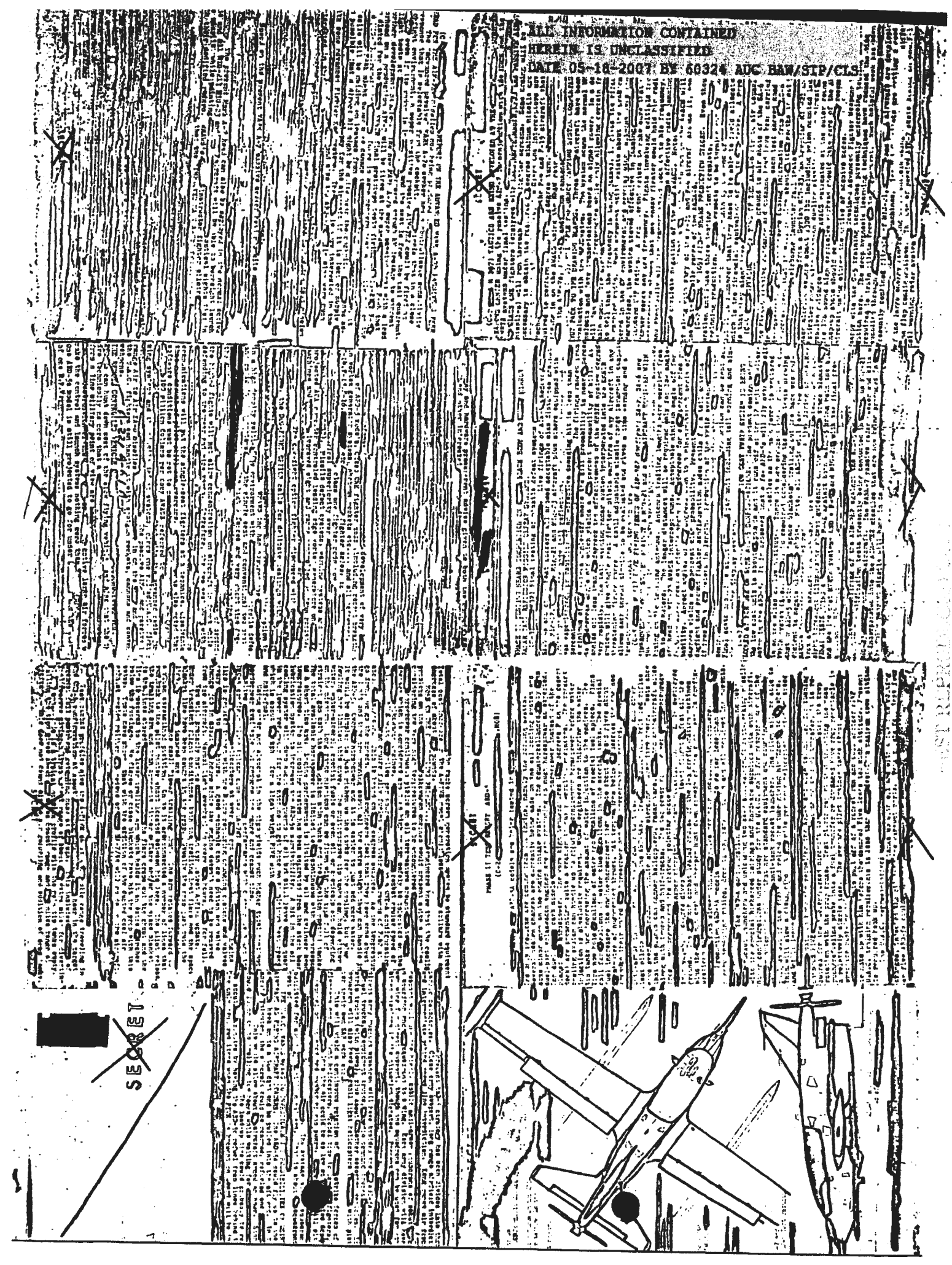
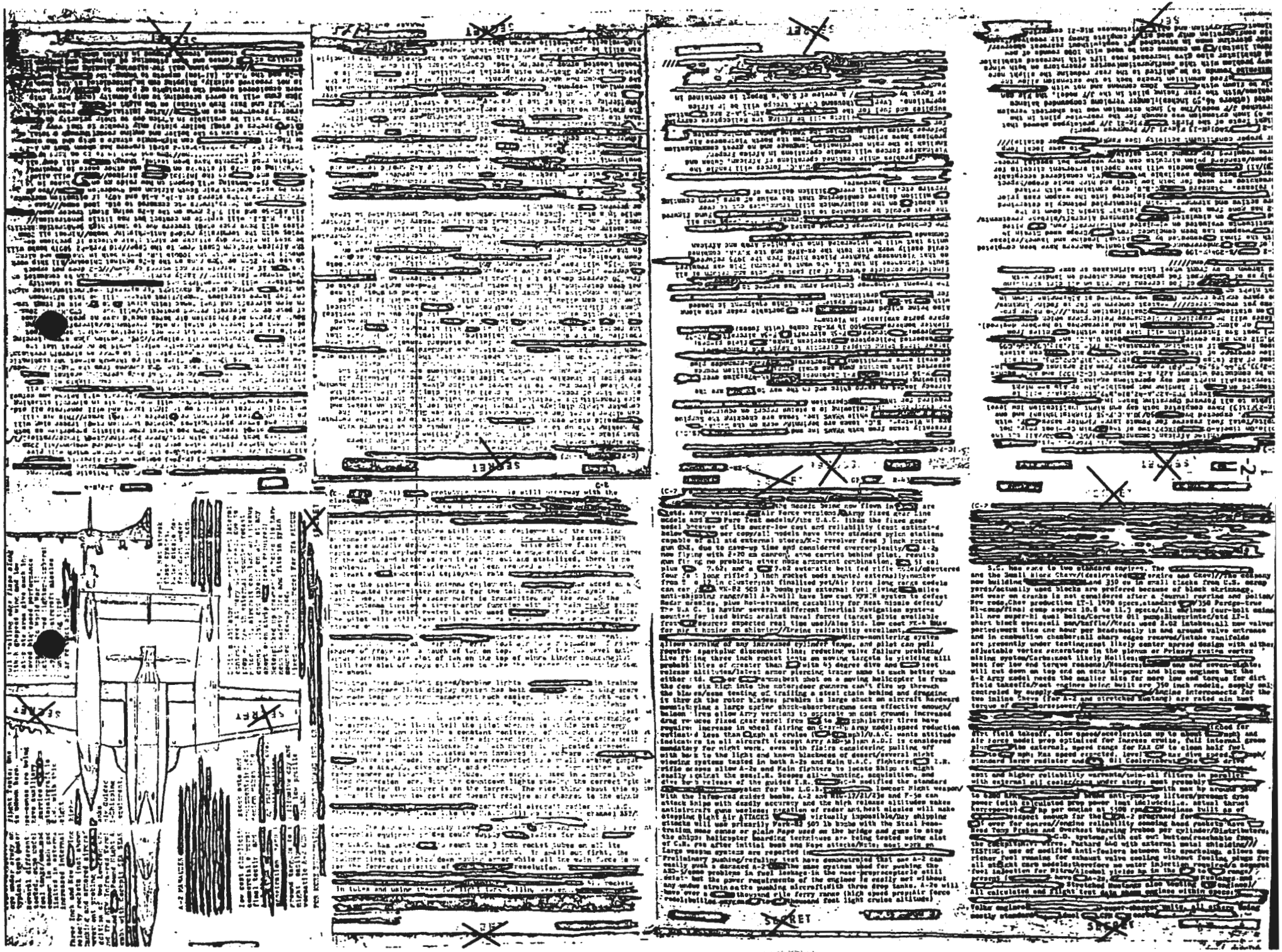
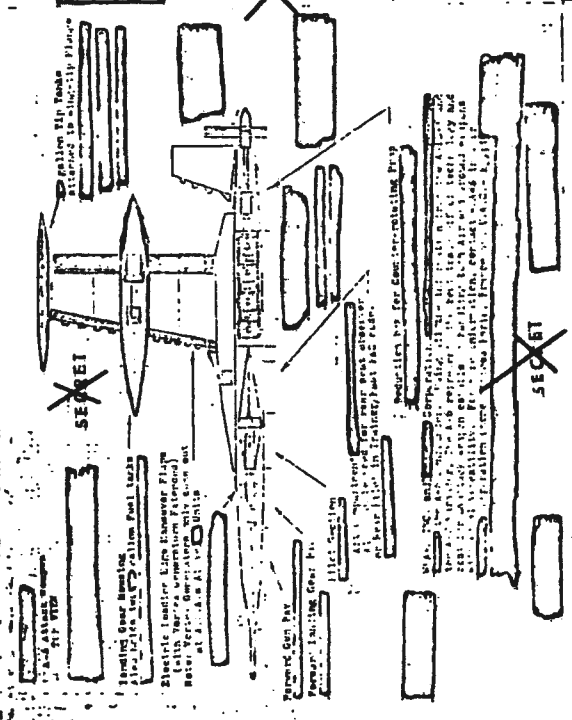


SECRET



BEST REPRODUCED COPY
AVAILABLE



BEST REPRODUCED COPY
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FBI document

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 08-18-2010 BY 60324 AUC BAW/STP/CLS

11000 Wilshire Boulevard
Los Angeles, California 90024
January 12, 1977

Captain [redacted]
Commanding Officer
Naval Investigative Service Office
P. O. Box 80667
San Diego, California 92110

Dear Captain [redacted]

In reference to your case entitled "I/NAS Oceana, Suspected Compromise of Secret Material, Control Number - 10/27/76NOS-CB78-XXXX", the following has been determined after Field Office investigation by the Federal Bureau of Investigation Headquarters (FBIHQ):

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NCIS

In the past few months, copies of the documents marked (Secret) that were sent to your Naval Air Station Oceana, Virginia Beach, Virginia, have been referred to FBIHQ on numerous occasions by various individuals and businesses.

Recipents of these documents could not explain why they received the material nor did they recognize the name and address of the sender. The senders' names and addresses appeared to be valid, but when contacted these persons could shed no light upon the origin of the documents. The documents are mailed from various areas in the United States. Usually, they are not mailed from the same place as indicated by the return address.

Portions of these documents were examined for their authenticity by a representative of the Office of Defense Research and Engineering Strategic and Support Systems, Testing and Evaluation, Department of Defense (DOD). Subsequent to examination, DOD advised as follows: "This information was probably conjured up as a hoax. In any event, from a technical standpoint, the terms are not consistent with those used in a normal test report nor are they presented in language that would have been used in a flight testing business."

1 - Addressee
2 - Los Angeles (65-8748)(4)(C)

JMJ/map
(3)

65-8748-41

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SE
FI

In view of the DOD opinion, FBIHQ has recommended that no further investigation be conducted regarding these documents.

Thank you for your continuing cooperation.

Very truly yours,

ROBERT B. GEBHARDT
Assistant Director in Charge